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5 Dickins
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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
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11 HEATHER JOHNSTON and DAVID
F. DICKINS,

12 Plaintiffs,
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14 v.

15 IRONTOWN HOUSING COMPANY,
INC., a reputed Utah corporation aka
"IRONTOWN HOUSING
16 CORPORATION, INC., a Utah
Corporation"; RICHARD P.
17 VALGARDSON aka RICK
VALGARDSON, an individual, KAM
18 VALGARDSON, an individual; and
DOES 1 through 20, inclusive,
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20 Defendants.
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CASE NO. 3:13-cv-523-W-BLM

Assigned to:
Honorable Judge Thomas J. Whelan
Magistrate Judge Barbara Lynn
Major

DECLARATION OF THERESA C.
McATEER IN SUPPORT OF
PLAINTIFFS' MOTION FOR
JUDGMENT ON THE PLEADINGS
(FIRST CAUSE OF ACTION
ONLY)

Date: May 6, 2013
Time: n/a
Courtroom: 3C
Complaint Filed: January 8, 2013
Trial Date: Not Set

[No Oral Argument per Local Rule
7.1(d)(1)]

23 I, Theresa C. McAteer, declare as follows:

24 1. I am an attorney duly licensed to practice before this Court and all courts of
25 the State of California. I am a principal of the law firm of McAteer & McAteer,
26 counsel for Plaintiffs in this matter. I am able to state the matters recited herein of
27 my own personal knowledge. If called before this court and placed under oath, I
28 could and would testify to the following facts.

1 2. On March 24, 2013, I accessed the website for the California Contractors
2 State License Board (CSLB) and used the site's search engine to retrieve the record
3 for the licensed contractor having contractor's license number "949449." This
4 search revealed that license number 949449 belongs to Defendant Richard
5 Valgardson, as a "sole ownership" entity. Attached to this Declaration as Exhibit
6 A is a true and correct copy of the information printed out from the website. Our
7 firm has requested a certified copy of this licensure from the CSLB and will provide
8 it to the Court upon receipt.

9 3. On March 26, 2013, I accessed the CSLB website and searched for licensure
10 information regarding Defendant IHC. The search revealed that Defendant IHC
11 obtained a California contractor's license on March 19, 2013, and holds it as a
12 "corporation." Attached to this Declaration as Exhibit B is a true and correct copy
13 of the information printed out from the website.

14 I declare under penalty of perjury that the foregoing is true and correct.
15 Executed this 27th day of March, 2013, at San Diego, California.

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17 s/Theresa C. McAteer
18 Theresa C. McAteer
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EXHIBIT “A”
CSLB Website Printout – Richard Valgardson



DEPARTMENT OF CONSUMER AFFAIRS

Contractors State License Board

Contractor's License Detail - License # 949449



DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

- CSLB complaint disclosure is restricted by law (B&P 7124.6). If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.
- Per B&P 7071.17, only construction related civil judgments reported to the CSLB are disclosed.
- Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.
- Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

License Number	949449	Extract Date 3/24/2013
	RICHARD PAUL VALGARDSON	
Business Information	Business Phone Number: (801) 375-7486 2202 SOUTH MOUNTAIN VISTA LANE PROVO, UT 84606	
Entity	Sole Ownership	
Issue Date	06/29/2010	
Expire Date	06/30/2014	
License Status	ACTIVE This license is current and active. All information below should be reviewed.	
Additional Information	The license may be suspended on 04/17/2013 if a current workers' compensation insurance policy is not filed with the CSLB.	
Classifications	CLASS	DESCRIPTION
	B	<u>GENERAL BUILDING CONTRACTOR</u>
Bonding	CONTRACTOR'S BOND This license filed a Contractor's Bond with <u>AMERICAN CONTRACTORS INDEMNITY COMPANY.</u> Bond Number: 100129635 Bond Amount: \$12,500 Effective Date: 06/21/2010	
Workers' Compensation	WORKERS' COMPENSATION This license is exempt from having workers compensation insurance; they certified that they have no employees at this time. Effective Date: 01/30/2010 Cancellation Date: 03/18/2013	

EXHIBIT “B”

CSLB Website Printout – Irontown Housing Company, Inc.



DEPARTMENT OF CONSUMER AFFAIRS

Contractors State License Board

Contractor's License Detail - License # 982126

DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

- CSLB complaint disclosure is restricted by law (B&P 7124.6) If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.
- Per B&P 7071.17, only construction related civil judgments reported to the CSLB are disclosed.
- Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.
- Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

License Number	982126	Extract Date	3/26/2013
IRONTOWN HOUSING COMPANY INC			
Business Information	Business Phone Number: (801) 798-9005		
	1947 N CHAPPEL DRIVE SPANISH FORK, UT 84660		
Entity	Corporation		
Issue Date	03/19/2013		
Expire Date	03/31/2015		
License Status	ACTIVE		
	This license is current and active. All information below should be reviewed.		
Classifications	CLASS	DESCRIPTION	
	B	<u>GENERAL BUILDING CONTRACTOR</u>	
	CONTRACTOR'S BOND		
	This license filed a Contractor's Bond with <u>AMERICAN CONTRACTORS INDEMNITY COMPANY.</u>		
	Bond Number: 100215414		
	Bond Amount: \$12,500		
Bonding	Effective Date: 02/07/2013		
	BOND OF QUALIFYING INDIVIDUAL		
	1. The Responsible Managing Officer (RMO) VALGARDSON RICHARD PAUL certified that he/she owns 10 percent or more of the voting stock/equity of the corporation. A bond of qualifying individual is not required.		
	Effective Date: 03/19/2013		
Workers' Compensation	WORKERS' COMPENSATION		
	This license has no California employees. Any employees they have are covered by out of state insurance.		